

**PUBLIC NOTICE OF PUBLIC HEARING: NATIONAL POLLUTANT DISCHARGE
ELIMINATION SYSTEM (NPDES) PERMIT PROGRAM.**

NOTICE NO. 2013 – 5A – PH/SMV & ATEL. NOTICE DATE: MAY 2, 2013.

HEARING DATE: JUNE 4, 2013. RESPONSE DUE DATE: JUNE 14, 2013.

PROPOSED PERMIT RENEWAL: BP PRODUCTS NORTH AMERICA, Permit No.

IN0000108, LAKE COUNTY, Whiting Business Unit, 2815 Indianapolis Blvd, Whiting, IN. IDEM proposes to renew this NPDES permit and incorporate the Streamlined Mercury Variance (SMV) and Alternate Thermal Effluent Limits (ATEL) as permit conditions. On March 28, 2013, Public Notice (PN) 2013- 3K-RD-ATEL was published regarding this proposed permit renewal and BP's request for continued ATEL's. This Public Notice announcing the Public Hearing serves to officially extend the Response Date deadline of the previous PN.

Public Hearing: IDEM will hold a Public Hearing on the 4th day of June, 2013 at 6:00 PM, CDT at Ivy Tech Community College Northwest - Conference Room 205, 410 E. Columbus Dr, East Chicago, IN 46312. The purpose of the Public Hearing is to allow public participation in the determination of the terms and conditions of the NPDES permit renewal. At said hearing, all interested parties may submit written or give oral statements regarding the draft NPDES permit, to the Hearing Officer for consideration. Individuals requiring reasonable accommodations for participation in this event should contact: IDEM- ADA Coordinator, 100 N. Senate Av, (RM 1322N) Indianapolis, IN 46204, or phone (317) 233-4200. Speech and hearing impaired callers may contact: 1-800-743-3333, (Indiana Relay Service). Please provide a minimum of 72 hours notification.

Permit Information: On February 8, 2012, BP Products North America, Inc/Whiting Refinery submitted,

(under Rule 327 IAC 5-3.5-4), an NPDES permit renewal application which included a Streamlined Mercury Variance (SMV) renewal application and an application to continue to use Alternate Thermal Effluent Limits (ATEL'S) as allowed by Section 316(a) of the Federal Water Pollution Control Act. The SMV renewal includes incorporation of the Pollutant Minimization Program Plan (PMPP) which addresses the identification and minimization/elimination of mercury sources in the wastewater discharge and includes an interim discharge limit for mercury developed under the provisions of 327 IAC 5-3.5-8.

Thermal Effluent Limitations: The thermal component of the discharge (non-contact cooling water) is subject to effluent limitations under Clean Water Act (CWA), Section 301 or 306. The permit contains alternate Thermal Effluent Limits established in accordance with 327 IAC 5-7 and Section 316(a) of the Clean Water Act. The alternate limits of a net daily average of 1.7 million BTU/Hour and a maximum net daily average of 2.0 million BTUs/ Hour were developed as a part of the 316(a) approval given to the previous owner of this facility (Amoco Oil Company) on June 16, 1975 by the U.S. EPA. The alternate limits were continued in the permit renewals that occurred prior to this renewal with the last renewal occurring on June 21, 2007. IDEM proposes to allow BP Products North America, Inc. to continue using the existing alternate thermal effluent limitations at Outfall 002 because IDEM believes that the alternate effluent limitations will continue to ensure the protection and propagation of the balanced and indigenous population of fish, shellfish and wildlife in and on the water body.

Tentative Determination: IDEM proposes to renew the NPDES permit which includes renewal of the Streamlined Mercury Variance (SMV) and the Alternate Thermal Effluent Limits (ATELs) by incorporating the SMV and ATELs as conditions of BP Products' NPDES permit.

Procedures for the Formulation of Final Determination: Comment Period: The proposed determination to renew an NPDES Permit is tentative. Comments not submitted at the public hearing should be submitted in person or received by mail no later than 10 days after the hearing is held. Deliver or mail all requests or comments to: Indiana Department of Environmental Management - Office of Water Quality (mail code 65-42/PS), Attn: Steve Roush, Industrial Permits Section, 100 N Senate Av, Indianapolis, IN (46204-

2251). Comments may also be sent in via email at sroush@idem.IN.gov. All comments received no later **June 14, 2013** will be considered in the formulation of the final determination. Mr. Roush's telephone number is (317) 233-5747. Notice of Final Permit Determination: Any person who is interested in receiving notice of the final agency determination on this permit application is requested to notify the agency at the above address during the specified comment period. Notice of final permit action will not be made to persons who fail to comment on the proposed permit or to request such notice. Availability of Additional Information: The application, proposed permit, including effluent limitations and special conditions, and wasteload allocation study, comments received, and any other information are on file and may be inspected in Room N1255, Indiana Department of Environmental Management, 100 North Senate Avenue, Indianapolis, Indiana, at any time between 9:00 a.m., and 4:00 p.m., Monday through Friday or by accessing IDEM's website at <http://www.in.gov/idem/5338.htm#bp>. Copies of this Public Notice and the proposed permit have also been sent to the Indiana Department of Environmental Management Northwest Regional Office, the Lake County Health Department, and the East Chicago Public Library. Please bring the foregoing to the attention of persons whom you know would be interested in this matter. See these sites for your rights & responsibilities: [http://www.in.gov/idem/ 5474.htm](http://www.in.gov/idem/5474.htm); Public Participation: <http://www.in.gov/idem/4172.htm>; Citizen Guide: <http://www.in.gov/idem/5803.htm>